

## Message Text

CONFIDENTIAL

PAGE 01 USUN N 00930 220056Z

10

ACTION IO-10

INFO OCT-01 EUR-12 ISO-00 CIAE-00 DODE-00 PM-03 H-02

INR-07 L-02 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15

USIA-06 SAJ-01 /068 W

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FM USMISSION USUN NY

TO SECSTATE WASHDC 9619

INFO AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY BONN

USMISSION BERLIN

AMEMBASSY MOSCOW

AMEMBASSY BERLIN UNN

C O N F I D E N T I A L USUN 0930

E.O. 11652: GDS

TAGS: PFOR, PORG, UN, GW, GE, WB

SUBJECT: GERMANY -BERLIN-COMMISSION ON TNC

1. GDR HAS SENT NOTE, TEXT BELOW, TO SYYG, COMPLAINING THAT HEAD OF FRG DELEGATION IS RESIDENT OF "BERLIN (WEST)" AND ASSERTING THIS IS "IN CONTRADICTION TO QUADRIPARTITE AGREEMENT."

2. IN CONSULTATION WITH FRB, UK AND FRENCH MISOFFS IT AGREED THAT IF GDR RAISED MATTER IN COMMISSION FRG WOULD SEEK TO GET A DEVELOPING COUNTRY TO OBJECT TO INTRODUCTION OF DISTRACTING IRRELEVANCIES. FRG WILL ALSO SPEAK TO ASSERT THAT LETTER IS NOT ONLY IRRELEVANT BUT WRONG IN ALL RESPECTS. US,UK, FRANCE WOULD SUPPORT IF DISCUSSION SO REQUIRES I.E., IF SOVIETS OR OTHER EE'S JOIN THE FRAY.

3. WE FURTHER AGREED THAT IT WOULD BE NECESSARY THAT GDR DOCUMENT BE REPONDED TO IN WRITING IN DUE COURSE. OUR INCLINATION WOULD BE TO HAVE FRG RESPOND AND US,UK, CONFIDENTIAL

CONFIDENTIAL

PAGE 02 USUN N 00930 220056Z

FRANCE SUBMIT BRIEF NOTE ASSOCIATING OURSELVES WITH FRG

NOTE.

QUOTE

DEAR MR, SECRETARY-GENERAL,  
WHEN READING THE PROVISIONAL LIST OF REPRESENTATIVES  
TO THE FIRST SESSION OF THE COMMISSION ON TRANSNATIONAL  
CORPORATIONS, I WAS SURPRISED TO NOTE THAT PROF. DR. EBER-  
HARD BUNTHNER, PRESIDENT OF THE FEDERAL OFFICE FOR THE  
SUPERVISION OF CHARTELS AND TRUSTS IN THE FEDERAL REPUBLIC  
OF GERMANY, AN OFFICE AS THE SEAT OF WHICH WEST BERLIN IS  
BEING MISUSED, HAS BEEN NAMED AS THE REPRESENTATIVE OF THE  
FEDERAL REPUBLIC OF GERMANY IN THE COMMISSION.

ACCORDING TO THE QUADRIPARTITE AGREEMENT OF 3 SEPTEMBER  
1971, BERLIN (WEST) CONTINUES NOT TO BE A CONSIITUENT PART  
OF THE FEDERAL REPUBLIC OF GERMANY AND NOT TO BE GOVERNED  
BY IT. ACCORDINGLY, THE AS OF THE FEDERAL OFFICE FOR  
THE SUPERVISION OF CHARTELS AND TRUSTS IN BERLIN (WEST),  
WHICH ILLEGALLY EXERCISES JURISDICTION OF THE FEDERAL REPUBLIC  
OF GERMANY IN AND OVER BERLIN (WEST), STAND IN CONTRADICTION  
TO THE QUADRIPARTITE AGREEMENT. IT IS WELL-KNOWN, HOWEVER,  
THAT ABOVE ALL THIS AGREEMENT IS OF PARAMOUNT IMPORTANCE FOR  
PEACE, SECURITY AND DETENTE IN THE AREA.

AN ATTEMPT TO SEND A REPRESENTATIVE OF THE FEDERAL OFFICE  
FOR THE SUPERVISION OF CHARTELS AND TRUSTS AS A REPRESENTATIVE  
OF THE FEDERAL EPUBLIC OF GERMANY TO THE UNITED NATIONS  
WOULD, THERFORE, BE DIRECTED AGAINST DETENTE AND CO-OPERATION.  
IT WOULD RUN COUNTER TO THE EFFORTS OF THE UNITED NATIONS IN  
THIS FIELD AND TO THE QUADRIPARTITE AGREEMENT, WHICH IS BIND-  
ING INTERNATIONAL LAW.

FOR THIS REASON, THE PERMANENT MISSION OF THE GERMAN  
DEMOCRATIC REPUBLIC IS NOT IN A POSITION TO RECOGNIZE THE  
NOMINATION OF THE PRESIDENT OF THE FEDERAL OFFICE FOR THE  
SUPERVISION OF CHARTELS AND TRUSTS, PROF. DR. EBERHARD GUNTHER,  
AS THE REPRESENTATIVE OF THE FEDERAL REPUBLIC OF GERMANY, AND  
IT WOULD BE GRATEFUL TO YOU, MR. SECRETARY-GENERAL, FOR HAVING  
THIS LETTER CIRCULATED AS AN OFFICIAL DOCUMENT OF THE GENERAL  
ASSEMBLY UNDER ITEM 12 OF THE PRELIMINARY LIST OF ITEMS TO  
CONFIDENTIAL

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PAGE 03 USUN N 00930 220056Z

BE INCLUDED IN THE PROVISIONAL AGENDA OF THE THIRTIETH SESSION  
OF THE GENERAL ASSEMBLY.

PLEASE ACCEPT, DEAR MR. SECRETARY-GENERAL, THE ASSURANCES  
OF MY HIGHEST CONSIDERATION.

PETER FLORIN.  
DEPUTY MINISTER OF FOREIGN AFFAIRS

PERMANENT REPRESENTATIVE OF THE GDR  
TO THE UNITED NATIONS

UNQUOTE  
SCHAUFELLE

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## Message Attributes

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